

City Council Chamber, City Hall, Tuesday, April 30, 2019

A regular meeting of the Houston City Council was held at 1:30 p.m., Tuesday, April 30, 2019; Mayor Sylvester Turner presiding with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Steve Le, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Martha Castex-Tatum, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Randy Zamora, Legal Department, Marta Crinejo, Agenda Director and Stella Ortega, Agenda Office present.

At 1:35 p.m. Mayor Turner called the meeting to order and stated they would start with the presentations. Council Members Stardig, Davis, Martin, Le, Trvis, Cisneros, Gallegos, Laster, Castex-Tatum, Robinson and Edwards absent. **NO QUORUM**

Mayor Turner presented a proclamation to Thelma Scott and Safe Diverse Communities in recognition for her organization's service to empower youth with unique abilities. Council Members Le, Travis, Cisneros, Gallegos, Laster, Castex-Tatum and Edwards absent.

Mayor Turner to deliver the honorary citizenship to the outgoing Dean of the Consular Corps. Council Member Boykins presented a proclamation to Emancipation Economic Development-Faith in Action to recognize their role in preserving Emancipation Avenue.

At 2:35 p.m. Mayor Turner recognized Council Member Knox for the Invocation and Council Member Knox invited Michael J. Tillman to the podium led for the Invocation and Council Member Knox led the Pledge of Allegiance. Council Member Davis absent.

The Roll was Called.

Council Member Davis moved to adopt the minutes for 10/2-10/3, 2018 and delay the balance of the minutes and seconded by Council Member Stardig, Council Member Edwards voting no, balance voting aye. Council Member Boykins absent. **MOTION ADOPTED**

Council Member Cohen moved to adopt the minutes for 10/9-10/10, 2018 and delay the balance of the minutes and seconded by Council Member Stardig, all voting aye, nays none. Council Member Boykins absent. **MOTION ADOPTED**

At 2:43 p.m. Mayor Turner requested the Assistant City Secretary to call the List of Speakers.

#1- KEVIN BAUCOM – 5219 Loch Lomond Dr. - 77096 – 713-202-0354 – Confusion from PWE regarding FEMA/FMA grants/Other issues. Council Member Davis, Le, Gallegos, Knox and Kubosh absent.

JOE RICHARDSON – 6101 Bobby Burns St. – 77028 – 713-818-5822 – Trash pickup – **NOT PRESENT**

RACHEL REES – No Address – No Phone – Abortion Rights- **NOT PRESENT**

#2- APRIL MOMON – 6103 Sherwood Dr. – 77021 – 346-232-6438 – Community. Council Members Cohen, Le, Travis, Gallegos, Laster, Knox and Christie absent.

#3 KIMBERLENE LANIER – 1202 Saddle Rock Dr. – 77088 – 281-653-4217 – Housing Program. Council Members Le, Travis, Gallegos, Laster, Knox and Christie absent.

#4- PETER SCHWETHELM – Post Office Box 667547 – 77266 – 713-585-6374 – Regulations on food trucks. Council Members Travis, Gallegos, Laster, Robinson, Knox and Christie absent.

#5- BRODERICK BUTLER – 10327 Rebel Rd. – 77016 – 832-808-8097 – Metro. Council Members Travis, Gallegos, Robinson, Knox and Christie absent.

#6- LOIS MEYERS – 9701 Westview Dr. – 77055 – 713-775-2443 – Monthly Financial Report. Council Members Davis, Boykins, Travis, Gallegos, Robinson, Knox and Christie absent.

Note: During the public session motions were offered to extend time for questions of various speakers, and votes taken, which were not prepared in written form and may be viewed on HTV Houston or on disc.

At 3:27 p.m. The City Council was recessed until 9:00 a.m., Wednesday, May 1, 2019. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Travis, Gallegos, Knox, Kubosh and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

For more information and details from the Speakers List, please click here: <https://houstontx.swagit.com/play/04302019-768>

Pat J. Daniel, Assistant City Secretary read the description or captions of the Items on the Agenda.

The Houston City Council reconvened at 9:00 a.m., Wednesday, May 1, 2019, Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Marta Castex-Tatum, Mike Knox, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Ronald Lewis, City Attorney, Marta Crinejo, Agenda Director and Stella Ortega, Agenda Office present. Council Member David Robinson absent on personal business.

At 9:07 a.m. Mayor Turner called the meeting to order and move to the Mayor's Report. Council Members Stardig, Davis, Boykins, Le, Travis and Cisneros absent.

MAYOR'S REPORT

Mayor Turner stated that Council Member Laster is leaving at 10:00 a.m. for the Funeral for Stuart and Angie Kensinger. Mayor Turner requested a moment of silence for their family and friends. Now, he wanted to give a brief Mayor's Report which he wants to focus on one item today to bring it to their attention. House Bill 2846 that's now in the Senate and was carried by Senator Joan Huffman. This is the Bill that pertains to the Allen Creek reservoir. Back in 1999, Houston Lighting and Power had the permit to Allen Creek, and they were going to use the creek to cool off a nuclear power plant which they never did. The permit expired and it was reactivated through the Legislation, it was reactivated and the Brazos Alliance, which consists of Missouri City, Richmond, Sugar Land, the Brazos River authorities and all the entities and they asked the City of Houston to take the lead in obtaining the permit for Allen's Creek and to construct the Allen Creek reservoir and the City of Houston did take a lead. As a result of that, the Brazos River Authority and the City of Houston have entered

into a contract along with the Texas Water Development Board and that is where the City of Houston would get 70% interest from the water rights to Allen Creek and Brazos River Authority would get 30%. Since 1999 up to date, the City of Houston had spent about \$23 million dollars. Now, up to this date, Water Rights are highly sought out and people want them and during the Legislation Session, the Bravos River Authority offered the City of Houston \$5 million dollars for their Water rights and he refused, basically stating they don't sell Water Rights and with the \$5 million dollars nowhere near the value of it. Mayor Turner then stated that the question was from Chairman Lawson who comes out of the San Antonio area, that the City of Houston has not constructed Allen Creek, the previous Mayor's haven't done it and they want the Allen Creek constructed. He listens to them and they made a good point to him which then he wrote a letter to Chairman Lawson, saying "that the City of Houston would move forward to construct the Allen Creek reservoir, but the City of Houston will not give up the Water Rights, even after the City agreed to move forward with the construction which that was not enough. What they want is the City of Houston Water Rights and they think that the City of Houston, owning 70% of the Water Rights, is way too much. This is coming out from Austin, so they have passed the Bill out of the House. It literally takes away the City of Houston Water Rights away from Allen Creek. He would argue that is illegal and Allen Creek represents 15% of the City's Water Portfolio. For the Legislature to be talking about taking the City of Houston interest of 70%, he is going to ask everyone to contact Senator Huffman. Again, it's House Bill 2846 and include in the letter that the City of Houston needs to hold on to the Water Rights and also this would impact West Houston, Fort Bend, Sugar Land areas and Katy area. Mayor Turner stated that it's unjust taking away a person's property rights without any source of compensation for it.

Members of Council commented and questioned the Mayor about the Senate Bill 2846.

CONSENT AGENDA NUMBERS 1 through 32

MISCELLANEOUS – NUMBER 3

3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FIVE, CITY OF HOUSTON, TEXAS (MEMORIAL HEIGHTS ZONE):**

- Position One - **ROBERT M. STEIN**, reappointment, for a term to expire December 31, 2020
- Position Two - **ANN LENTS**, reappointment, for a term to expire December 31, 2019 and to serve as Chair
- Position Three - **BRYAN M. BROWN**, reappointment, for a term to expire December 31, 2020
- Position Five - **ALEJANDRO COLOM**, reappointment, for a term to expire December 31, 2020
- Position Six - **CHRISTOPHER DAVID MANRIQUEZ**, HISD representative reappointment, for a term to expire December 31, 2019
- Position Seven - **MARVIN PIERRE**, appointment for a term to expire December 31, 2020

Pulled - Not Considered

ACCEPT WORK - NUMBERS 4 through 7

4. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$15,602,227.68 and acceptance of work on contract with **SPAWGLASS CIVIL CONSTRUCTION, INC** for Minnetex Place and Almeda Genoa Place Drainage and Paving Improvements - 5% over the original contract amount - **DISTRICT D – BOYKINS-** Motion **2019-0211**. Council Member Boykins absent.
5. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$3,969,428.09 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC**, for Roosevelt, Edel Plaza and Little York Acres Drainage and Paving Improvements - 0.65% under the original contract amount - **DISTRICT H - CISNEROS** Motion **2019-0212**. Council Member Boykins absent.
6. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$12,627,252.76 and acceptance of work on contract with **BRH-GARVER CONSTRUCTION, L.P.** for Gillette Trunkline (Genesee Segment) Drainage and Paving Improvements - 2.57% under the original contract amount - **DISTRICT C – COHEN-** Motion **2019-0213**. Council Member Boykins absent.
7. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$3,681,386.65 and acceptance of work on contract with **REPIPE CONSTRUCTION, LLC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method - 2.16% over the original contract amount and under the 5% contingency amount - **DISTRICTS B - DAVIS; C - COHEN; D - BOYKINS; F - LE; G - TRAVIS; H - CISNEROS and K - CASTEX-TATUM-** Motion **2019-0214**. Council Member Boykins absent.

PURCHASING AND TABULATION OF BIDS – NUMBER 11

11. **NEWMAN REGENCY GROUP, INC** for Various Pumps and Motors for Houston Public Works \$389,872.00 - Enterprise Fund **Motion 2019-0215**. Council Member Boykins absent.

ORDINANCES - NUMBERS 12 through 32

14. **ORDINANCE** approving and authorizing contract between the City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY** to provide Housing Opportunity for Persons With AIDS Funds and Emergency Solutions Grant Funds for the Operation and Maintenance of a Homeless Management Information System - \$143,846.85 - Grant Fund- **Ordinance 2019-0327**. Council Member Boykins absent.
17. **ORDINANCE** petitioning the **SAN JACINTO COMMUNITY COLLEGE DISTRICT** to authorize the annexation to the college district for junior college purposes certain territory consisting of approximately 153.6 acres owned by the City of Houston at Ellington Airport in Harris County; authorizing the City of Houston to enter into a written agreement with the San Jacinto Community College District for annexation **DISTRICT E – MARTIN-** Ordinance **2019-0316**. Council Member Boykins.

- 19. ORDINANCE** appropriating \$304,887.00 out of Miscellaneous Capital Projects/Acquisitions Series E Fund; approving and authorizing Professional Architectural Services Contract between the City of Houston and **REY de la REZA ARCHITECTS, INC** for the City Hall Basement Restoration Project; providing a maximum contract amount; declaring the City's intent to seek reimbursement from the Federal Emergency Management Agency and other eligible sources for such expenditures **DISTRICT I – GALLEGOS- Ordinance 2019-0317**. Council Member Boykins absent.
- 20. ORDINANCE** approving the acquisition by the City of Houston, Texas, purchaser (the "City"), of the former Emmett J. Scott School site located at 3300 Russell Street, Houston, Texas, from **HOUSTON INDEPENDENT SCHOOL DISTRICT, SELLER ("HISD")**, for \$436,500.00 and, in lieu of a cash payment, a credit to the balance in the credit account established pursuant to an interlocal agreement between the City and HISD; approving and authorizing a purchase and sale agreement between HISD and the City - **DISTRICT B – DAVIS- Ordinance 2019-0318**. Council Member Boykins absent.
- 21. ORDINANCE** approving and authorizing the submission of an electronic application and acceptance for grant assistance to the Federal Emergency Management Agency for the FY2018 Fire Prevention and Safety Grant Program; declaring the City's eligibility for such grants; authorizing the Chief of the Houston Fire Department to act as the City's Representative in the application process, to accept and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$138,911.00 - General and Grant Funds- **Ordinance 2019-0319**. Council Member Boykins absent.
- 22. ORDINANCE** approving and authorizing the acceptance of the Governor's Criminal Justice Division Juvenile Justice Local Grant Program Funds; declaring the City's eligibility for such grant; authorizing the Director of the City of Houston Department of Neighborhoods to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$11,229.00 - Grant Fund- **Ordinance 2019-0320**. Council Member Boykins absent.
- 23. ORDINANCE** approving and authorizing grant application to the Texas Health and Human Services Commission for Title V Maternal and Child Health Fee-for-Service Dental Program; declaring the City's eligibility for such grant; authorizing the Director of the Houston Health Department to act as the City's representative in the application process, to accept and expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$416,300.00 - Grant Fund- **Ordinance 2019-0321**. Council Member Boykins absent.
- 24. ORDINANCE** approving and authorizing the application for and acceptance of the Office of the Governor Criminal Justice Division FY 2020 Criminal Gang Identification and Part 1 Crime Apprehension Grant; declaring the City's eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$125,000.00 - Grant Fund - **Ordinance 2019-0322**. Council Member Boykins.
- 26. ORDINANCE** approving and authorizing the application for and acceptance of the Office of the Governor Criminal Justice Division FY 2020 Blood Evidence Grant; declaring the City's

eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$75,000.00 - Grant Fund- **Ordinance 2019-0323**. Council Member Boykins.

27. **ORDINANCE** approving and authorizing the application for and acceptance of the Office of the Governor Criminal Justice Division FY 2020 Violent Serial Crime Equipment Grant; declaring the City's eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$125,000.00 - Grant Fund- **Ordinance 2019-0324**
31. **ORDINANCE** appropriating \$1,335,719.99 out of Metro Projects Construction DDSRF as an additional appropriation; approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and **WALTER P. MOORE AND ASSOCIATES, INC** for Westheimer/Elgin, Montrose to Main Paving and Drainage Project (Approved by Ordinance No. 2017-0598); providing funding for CIP Cost Recovery relating to construction of facilities financed by Metro Projects Construction DDSRF - **DISTRICT C – COHEN- Ordinance 2019-0325**. Council Member Boykins absent.
32. **ORDINANCE** appropriating \$2,568,358.83 out of Metro Projects Construction DDSRF; awarding contract to **ISI CONTRACTING, INC** for Roadway Pavement Replacement Project for Miles Street from Market Street to Industrial Road; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, design services during construction, and contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT E – MARTIN- Ordinance 2019-0326**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

1. **REQUEST** from Mayor for confirmation of the appointment of the following individuals to the **AUTOMOTIVE BOARD**, for the remainder of a four-year term:
Position Two - **JAMES H. DAVIS**
Position Seven - **SILVIA MARIA VALLE MINTZ**
Motion 2019-0216. Council Member Boykins absent.
2. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE HOUSTON AMATEUR SPORTS PARK LGC, INC**:
Position One - **DAVID R. SHEIL**, appointment, for a term to expire January 1, 2020
Position Four - **NATHAN KOUAMOU**, appointment, for a term to expire January 1, 2022
Position Five - **LES HAULBROOK**, reappointment, for a term to expire January 1, 2022, and to serve as Chair

Position Six - **MAXIMILIANO CÁRDENAS III**, reappointment, for a term to expire January 1, 2021

Position Seven - **LAURA VELASQUEZ**, appointment, for a term to expire January 1, 2021

Motion 2019-0217. Council Member Boykins absent.

8. **RECOMMENDATION** from Director Houston Public Works declining the acceptance of, rejecting, and refusing the dedication of Plainfield Road (aka Street), from Summerbell Lane to White Chapel Lane, located within the Country Club Villas Addition, out of Section 7 of the H.T.B.B. RY. CO. Survey, A-398. Parcel SY19-001 - **DISTRICT J – LASTER- Motion 2019-0218.** Council Member Boykins absent.
9. **LEADING CONSCIOUSLY, LLC** for Leadership Development Program Courses for the Houston Health Department - \$149,970.00 - Essential Public Health Services Fund- **Motion 2019-0219.** Council Member Boykins absent.
10. **MUELLER WATER PRODUCTS, INC dba MUELLER COMPANY** for the Hydro-Guard® S.M.A.R.T. Flushing Systems and Associated Equipment for Houston Public Works - \$69,059.70 - Enterprise Fund- **Motion 2019-0220.** Council Members Davis and Boykins absent.
15. **ORDINANCE** amending Ordinance 2018-612 to provide additional funds to pay costs as identified in the Master Contractor Agreements and Tri-Party Agreements for the New Home Development Program- **Ordinance 2019-0328.** Council Member Boykins absent.
16. **ORDINANCE** appropriating \$800,000.00 out of Equipment Acquisition Consolidated Fund for the purchase of Vehicles and Equipment for Various City Departments- **Ordinance 2019-0329.** Council Member Boykins absent.
18. **ORDINANCE** appropriating \$18,900,000.00 out of Airports Improvement Fund as additional appropriation and approving and authorizing Amendment No. 2 to two contracts between the City of Houston and **HOUSTON AVIATION ALLIANCE**, a joint venture, and between the City of Houston and **PARSONS & HJ RUSSELL IAH TEAM**, a joint venture, for Professional Program Management Support Services for the Houston Airport System (as Approved by Ordinance No. 2015-314 and amended by Ordinance No. 2016-801); Project No. 801. **Council Member Laster tagged**
27. **ORDINANCE** approving and authorizing the application for and acceptance of the Office of the Governor Criminal Justice Division FY 2020 Violent Serial Crime Equipment Grant; declaring the City's eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$125,000.00 - Grant Fund- **Ordinance 2019-0324**
28. **ORDINANCE** appropriating \$731,000 out of Equipment Acquisition Consolidated Fund for the purchase of Body Armor Vests, Accessories and Supplies for the Houston Police Department- **Ordinance 2019-0331**

- 29. ORDINANCE** awarding the contract to **LOPEZ NEGRETE COMMUNICATIONS, INC** for the Census "2020" Engagement Initiative for the Planning and Development Department - 650,000.00 General Fund- **Council Members Boykins and Gallegos tagged**
- 30. ORDINANCE** appropriating \$702,443.47 out of Metro Construction - Other as an additional appropriation to the Advance Funding Agreement between the City of Houston and **THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for Keegans Bayou between South Gessner and South Kirkwood (Approved by Ordinance No. 2002-0809, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Construction - Other - **DISTRICTS F - LE; J - LASTER and K - CASTEX-TATUM-Ordinance 2019-0332.** Council Members Davis and Laster absent.

NON CONSENT AGENDA - NUMBER 33

MISCELLANEOUS

- 33. SET A PUBLIC HEARING DATE** to provide a Resolution of No Objection to the 4% Housing Tax Credit application of **AMTEX MULTI-HOUSING, LLC, 1475 Gears Road - DISTRICT B - DAVIS**
HEARING DATE - 9:00 A.M. - WEDNESDAY - MAY 8, 2019
Motion 2019-0221. Council Member Laster absent.

MATTERS HELD - NUMBER 34

- 34. ORDINANCE** authorizing transfer of \$15,310,997.73 from NETL Expansion-SWIFT Fund to the HPW-NETL Construction Fund and appropriating said sum out of HPW-NETL Construction Fund, appropriating \$20,571,349.88 out of Water Authorities Capital Contribution-NETL Fund, appropriating \$1,121,952.39 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **MAIN LANE INDUSTRIES, LTD.** for 108-inch water line along City easements from John Ralston Road to Bellows Falls Lane; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for testing services, CIP Cost Recovery, construction management, construction program management services, and contingencies relating to construction of facilities financed by the HPW-NETL Construction Fund, Water Authorities Capital Contribution-NETL Fund and Water & Sewer System Consolidated Construction Fund
TAGGED BY COUNCIL MEMBERS CASTEX-TATUM and EDWARDS
This was Item 29 on Agenda of April 24, 2019- Ordinance 2019-0333. Council Member Laster absent.

For more information and details from the Council Meeting, please click here:
<https://houstontx.swagit.com/play/04302019-768>

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Stardig first
Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 10:37 p.m. Council Members Davis, Boykins, Martin, Le, Laster, Knox and Kubosh absent.

**DETAILED INFORMATION ON FILE IN THE OFFICE OF THE CITY SECRETARY
MINUTES READ AND APPROVED**

Pat J. Daniel, Assistant City Secretary